

103D CONGRESS
1ST SESSION

H. R. 2814

AN ACT

To permit the taking effect of certain proposed
rules of civil procedure, with modifications.

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1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Civil Rules Amend-
5 ments Act of 1993”.

1 **SEC. 2. MODIFICATION OF PROPOSED AMENDMENTS.**

2 The proposed amendments to the Federal Rules of
3 Civil Procedure which are embraced by an order entered
4 by the Supreme Court of the United States on April 22,
5 1993, shall take effect on December 1, 1993, as otherwise
6 provided by law, but with the following amendments:

7 (1) RULE 26.—

8 (A) IN GENERAL.—Proposed rule 26(a) is
9 amended so that paragraph (1) reads as
10 follows:

11 “(1) INSURANCE AGREEMENTS.—A party may
12 obtain discovery of the existence and contents of any
13 insurance agreement under which any person carry-
14 ing on an insurance business may be liable to satisfy
15 part or all of a judgment which may be entered in
16 the action or to indemnify or reimburse for pay-
17 ments made to satisfy the judgment. Information
18 concerning the insurance agreement is not by reason
19 of disclosure admissible in evidence at trial. For pur-
20 poses of this paragraph, an application for insurance
21 shall not be treated as part of an insurance
22 agreement.”.

23 (2) CONFORMING AMENDMENTS.—(A) Proposed
24 rule 26(a)(2) is amended by striking “In addition to
25 the disclosures required by paragraph (1), a” and
26 inserting “A”.

1 (B) Proposed rule 26(a)(3) is amended by
2 striking “the preceding paragraphs” and inserting
3 “paragraph (2)”.

4 (C) Proposed rule 26(a)(4) is amended by strik-
5 ing “(1) through” and inserting “(2) and”.

6 (D) Proposed rule 26(f) is amended by striking
7 “to make or arrange for the disclosures required by
8 subdivision (a)(1),”.

9 (E) Proposed rule 26(g)(1) is amended by
10 striking “subdivision (a)(1) or”.

11 (3) RULE 30.—

12 (A) IN GENERAL.—Proposed rule 30(b)(2) is
13 amended by striking “Unless the court orders other-
14 wise, it may be recorded by sound, sound-and-visual,
15 or stenographic means, and the” and inserting “Un-
16 less the court upon motion orders, or the parties
17 agree in writing to use, sound or sound-and-visual
18 means, the deposition shall be recorded by steno-
19 graphic means. The”.

20 (B) CONFORMING AMENDMENT.—Proposed rule
21 30(b) is amended by striking paragraph (3).

22 (4) FORM 35.—Proposed form 35 is amended—

23 (A) by striking paragraph (2); and

- 1 (B) by redesignating paragraphs (3) and (4) as
2 paragraphs (2) and (3).

Passed the House of Representatives November 3,
1993.

Attest:

Clerk.